

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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PRUDENTIAL EQUITY GROUP, LLC

Plaintiff,

v.

07 CV 5606 (JSR)

THOMAS R. AJAMIE, AJAMIE LLP, ROBERT :  
WEISS, ROBERT H. WEISS & ASSOCIATES, :  
LLP, JOHN MOSCOW, ROSNER NAPIERALA, :  
LLP, BRIAN ROSNER, DAVID ROBBINS, :  
KAUFMANN FEINDER YAMIN GILDIN & :  
ROBBINS, LLP, WALLACE SHOWMAN, :  
BERNSTEIN LITOWITZ BERGER & :  
GROSSMANN LLP, ROBERT KRAUS, KRAUS :  
& ZUCHLEWSKI LLP, MARTIN KROLL, :  
KROLL, MOSS & KROLL LLP, JOHN DOES 1- :  
25 and ABC CORPORATIONS 1-25 :

Defendants.  
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**DECLARATION  
OF MICHAEL J. MANCUSO**

MICHAEL J. MANCUSO declares, under penalty of perjury pursuant to 28 U.S.C. §  
1746, that the following is true and correct:

1. I am a Vice President of Prudential Equity Group, LLC ("PEG"). I submit this  
declaration in response to the Court's request that PEG explain the status of the monies  
constituting the Fund that is the subject of the present action, including whether PEG earned  
interest on these monies during the period between when PEG was first prepared to pay the Fund  
into Court for the benefit of Defendants (but Defendants requested that PEG not do so) and the  
date on which PEG filed this interpleader action.


2. Prior to the deposit of the Fund in the Court registry in connection with this  
action, PEG had not earmarked or set aside specific monies constituting the Fund. Rather, the  
more than \$4 million constituting the Fund was part of PEG's fungible bulk. Accordingly, it is

not possible to identify with precision the specific return that PEG may have realized on the Fund during the period prior to its deposit in this Court.

3. PEG does maintain a stand-alone, separately managed investment portfolio, the funds in which are used for the payment of certain PEG liabilities, including payment of customer arbitration awards. PEG's annual rate of return on that portfolio for the first quarter of 2007 was 5.32%.

4. Applying that 5.32% annual return to the \$4,482,944.88 constituting the Fund, for the 76-day period (March 28, 2007 to the June 12, 2007 date of deposit), yields a total of \$50,348.45.

Dated: New York, New York  
August 2, 2007



MICHAEL J. MANCUSO